

4206
BILL NO. G-78-09-49

GENERAL ORDINANCE NO. G- 32-78

AN ORDINANCE amending General Ordinance
No. G-97 by authorizing the vacation of
a certain alley.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. Petition for the vacation of a certain alley having
been filed with the Fort Wayne City Plan Commission in accordance with
Section 44, Chapter 174, of the Acts of the General Assembly of the State
of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of
the General Assembly of the State of Indiana (I.C. 18-7-5-46), the
Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by
the Common Council of the City of Fort Wayne on November 26, 1963, is
amended by deleting the following alley, to wit:

the alley running north from the South end of Lot
Number 117 of L.N. Nindes Addition, to the South
end of Lot Number 46 then west to the east right-
of-way line of South Wayne Avenue. Also the por-
tion of the alley from the South right-of-way line
of Home Avenue along the west side of Lot Number
41 of Nindes Addition and extending to the South
end of Lot Number 41.

SECTION 2. After passage of this Ordinance, approval by the
Mayor and legal publication, a duly certified copy of this Ordinance, of
the recommendation of the Fort Wayne City Plan Commission, and of the
action of the Mayor, shall be transmitted by the City Clerk to the Board
of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. That this Ordinance shall be effective upon passage
and approval by the Mayor and legal publication thereof.


Councilman

APPROVED AS TO FORM
AND LEGALITY, _____


CITY ATTORNEY

Read the first time in full and on motion by Hunter, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 9-26-78

Charles W. Titus
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Stier, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	_____	_____	<u>2</u>	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	<u>✓</u>	_____
<u>HUNTER</u>	_____	_____	_____	<u>✓</u>	_____
<u>MOSES</u>	<u>✓</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 11-14-78

Charles W. Titus
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. 32-32-78 on the 14th day of November, 1978.

ATTEST: (SEAL)

Charles W. Titus
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of November, 1978, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Titus
CITY CLERK

Approved and signed by me this 16th day of November, 1978 at the hour of 4:30 o'clock P M., E.S.T.

Rabek Elumstrong
MAYOR

Bill No. G-78-09-49

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance NO. G-97 by authorizing the vacation
of a certain alley

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

JOHN NUCKOLS - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD J. SCHMIDT

JAMES S. STIER

Vivian G. Schmidt

John Nuckols

W. T. Hinga

D. J. Schmidt

11-14-78

CONCURRED IN

DATE 11-14-78 CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

Date

July 27 1978

No.

10606

Received From

Larchmont Hospital

Address

3084 Fairfield Ave

For

fifty 00/100 Dollars \$50.⁰⁰
allay vacation -

ACCOUNT		HOW PAID	
AMT. OF ACCOUNT		CASH	
AMT. PAID		CHECK	5394
BALANCE DUE		MONEY ORDER	

By

JF

66-221-16
10/30/78

R E S O L U T I O N 66-221-16

WHEREAS, THE LUTHERAN HOSPITAL, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of public alleys situated in Fort Wayne, Allen County, to-wit:

The alley running North from the South end of Lot Number 117 of L.N. Nindes Addition, to the South end of Lot Number 46 then West to the East right-of-way line of South Wayne Avenue. Also the portion of the alley from the South right-of-way line of Home Avenue along the West side of Lot Number 41 of Nindes Addition and extending to the South end of Lot Number 41.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and through the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley, hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public alleys or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works Meeting on October 30, 1978 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 30 DAY OF October 1978

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

R E S O L U T I O N

WHEREAS, THE LUTHERAN HOSPITAL, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a public alley in Fort Wayne, Allen County, IN, to-wit:

The alley running North from the South end of Lot Number 117 of L.N. Nindes Addition, to the South end of Lot Number 46 then West to the East right-of-way line of South Wayne Avenue. Also the portion of the alley from the South right-of-way line of Home Avenue along the West side of Lot Number 41 of Nindes Addition and extending to the South end of Lot Number 41

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held October 16, 1978, at 7:30 P.M, and at such hearing there were no objections of any kind or character which should prevent the vacation of said portions of alley.

WHEREAS, said vacation of the alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portion of alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plant of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.


BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA))
COUNTY OF ALLEN) SS:

I, LUBEN LAZOFF, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 23, 1978, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 26th DAY OF October 1978

FORT WAYNE CITY PLAN COMMISSION


Luben Lazoff
Secretary

SAMPLE

PETITION TO VACATE (Portion of Street, Street, Alley, Dedicated Utility Easement, etc.)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The Undersigned petitioner(s), does (do) hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following public ~~_____~~, portion of alley, _____ within the City of Fort Wayne, Indiana, and hereby described as follows:

(INSERT LEGAL DESCRIPTION OF STREET, ALLEY, ETC.)

See attached description and Plat.

In support thereof, your petitioner(s) would represent as follows:

(List Reasons - examples) #1, #2, #4, & #5

1. That they are the owners of the real estate abutting both sides of the (Street, alley, dedicated public utility easement, etc.)
2. That the (street, alley, etc.) is not necessary as ingress or egress to other properties whatsoever.
3. That said (street, alley, etc.) is unopened and unimproved.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said (street, alley, etc.) is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

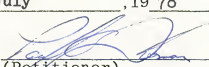
Your petitioners file this petition pursuant to the authority granted in Indiana Code, Section 18-7-5-46, in order to complete the vacation as above described.

WHEREFORE, your petitioners pray that the above described (street, alley, etc.) be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 26th DAY OF July, 19 78.

Paul Thomas, Sr. V. P.
The Lutheran Hospital of Fort Wayne

(Petitioner)
(Address) 3024 Fairfield Avenue


(Petitioner)
(Address)



MOX POHLMAYER & ASSOCIATES
ARCHITECTS AND ENGINEERS



4656 U. S. 24 WEST
FORT WAYNE, INDIANA

SUITE 260
46804

July 26, 1978

J. L. SOSENHEIMER, A.I.A.
R. J. KONGER, A.I.A.
C. J. MALOTT, A.I.A.

The alley running north from the South end of Lot Number 117 of L. M. Nindes Addition, to the South end of Lot Number 46 then west to the east right-of-way line of South Wayne Avenue. Also the portion of the alley from the South right-of-way line of Home Avenue along the west side of Lot Number 41 of Nindes Addition and extending to the south end of Lot Number 41. (NOTE: The areas marked in red on the attached page from the City of Fort Wayne Zoning Book indicated vacated portions of the alleys. Those marked in yellow are those being petitioned for vacation.)

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Ordinance*G-78-09-49*DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE The alley running north from the South end of Lot
Number 117 of L.N. Nindes Addition, to the South end of Lot Number 46 then west
to the east right-of-way line of South Wayne Avenue. Also the portion of the
alley from the South right-of-way line of Home Avenue along the west side of Lot
Number 41 of Nindes Addition and extending to the South end of Lot Number 41.

EFFECT OF PASSAGE The petitioners are the only abutting property owners and
and wish to vacate the property for maintenance.

EFFECT OF NON-PASSAGE Property would remain an open public alley.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____

Reg.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

November 20, 1978

Ms. Virginia Grace
Fort Wayne Newspapers, INC.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of November 24 and December 1, 1978, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinance:
Bill No. Z-78-02-09
Zoning Map No. Z-27-78

General Ordinance No. G-33-78
Bill No. G-78-09-50
Easement

General Ordinance No. G-32-78
Bill No. G-78-09-49
Alley

General Ordinance No. G-31-78
Bill No. G-78-08-12
Street

Please send us 15 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL:1

AN EQUAL OPPORTUNITY EMPLOYER



LEGAL NOTICE

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-50 -- General Ordinance No. G-33-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain easement.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-09-49 -- General Ordinance No. G-32-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, INdiana in a Regular Session did pass the following Bill No. G-78-08-12 -- General Ordinance No. G-31-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-02-09 -- Zoning Map Ordinance No. Z-27-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S 10

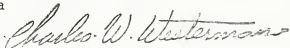
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-78-09-50 -- General Ordinance No. G-33-78; Bill No. G-78-09-49 -- General Ordinance No. G-32-78; Bill No. G-78-08-12 -- General Ordinance No. G-31-78; Bill No. Z-78-02-09-- Zoning Map Ordinance No. Z-27-78; were passed by the Common Council on the 14th day of November, 1978, and said Ordinances were duly signed and approved by the Mayor on the 16th day of November, 1978, and now remains on file and on record in my office.

Copies of said Bill No. G-78-09-50 -- General ORdinance No. G-33-78; Bill No. G-78-09-49 -- General Ordinance No. G-32-78; Bill No. G-78-08-12 -- General Ordinance No. G-31-78; Bill No. Z-78-02-09 -- Zoning Map Ordinance No. Z-27-78, are posted in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of said Bill No. G-78-09-50 -- General Ordinance No. G-33-78; Bill No. G-78-09-49 -- General Ordinance No. G-32-78; Bill No. G-78-08-12 -- General Ordinance No. G-31-78; Bill No. Z-78-02-09 -- Zoning Map Ordinance No. Z-27-78, are available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) The Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana



Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978.



Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head	number of lines	1
Body	number of lines	94
Tail	number of lines	2
Total number of lines in notice		97

COMPUTATION OF CHARGES

97 lines, 1 columns wide equals 97 equivalent lines at .259¢ cents per line \$ 25.72

Additional charge for notices containing rule or tabular work (50 per cent of above

for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

TING COST

9.9

single column kl ems

Size of type 5½ point

of insertions 2

Size of quad upon which type is cast 5½

vision and penalties of Ch. 89, Acts 1967,

The foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Arvilla DeWald

CLERK

Title

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

H COPY OF
SEMENT HERE

in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

11/24 & 12/1/78

Subscribed and sworn to before me this 1st day of December 1978

Notary Public

My commission expires September 28, 1979

LEGAL NOTICE
Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-09-50 — General Ordinance No. G-33-78, being AN ORDINANCE amending General Ordinance No. G-77 by authorizing the vacation of a certain easement.

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Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-08-12 — General Ordinance No. G-31-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-02-09 — Zoning Map No. Z-77-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-16.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-78-09-50 — General Ordinance No. G-33-78; Bill No. G-78-09-49 — General Ordinance No. G-32-78; Bill No. G-78-09-12 — General Ordinance No. G-31-78; Bill No. Z-78-02-09 — Zoning Map Ordinance No. Z-77-78, were passed by the Common Council on the 14th day of November, 1978; and said Ordinances were duly signed and approved by the Mayor on the 16th day of November, 1978, and now remains on file and on record in my office.

Copies of said Bill No. G-78-09-50 General Ordinance No. G-33-78; Bill No. G-78-09-49 — General Ordinance No. G-32-78; Bill No. G-78-09-12 — General Ordinance No. G-31-78; Bill No. Z-78-02-09 — Zoning Map Ordinance No. Z-77-78, are posted in the following places in Fort Wayne, Allen County, Indiana:

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(1) The Reference Room in the north end of the main floor in the Downtown Public Library.

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Fort Wayne, Indiana.

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978.

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

\$ 25.12

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 31.62

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date December 1, 1978

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

11/24 & 12/1/78

Subscribed and sworn to before me this 1st day of December 1978

Notary Public

My commission expires September 28, 1979

H COPY OF
EMENT HEREWayne, Indiana
Charles W. Westerman
City ClerkI, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978
Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

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Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

97 lines, 1 columns wide equals 97 equivalent lines at 25.9¢

cents per line

\$ 25.12

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

PRINTING COST

9.9

of single column 11 lines

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Provision and penalties of Ch. 89, Acts 1967,

That the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

T. E. Gerken

Per 1, 19 78

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that he is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

11/24-12/1/78

Subscribed and sworn to before me this 1st day of December 19 78

Notary Public

My commission expires September 28, 1979

LEGAL NOTICE

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-09-09 — General Ordinance No. G-33-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain easement.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-09-12 — General Ordinance No. G-31-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street.

Notice is hereby given that on the 14th day of November, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-09-09 — Zoning Map Map No. Z-97-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 518.

Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. G-78-09-09 — General Ordinance No. G-33-78, Bill No. G-78-09-09 — General Ordinance No. G-32-78, Bill No. G-78-09-12 — General Ordinance No. G-31-78, Bill No. Z-97-78, were passed by the Common Council on the 14th day of November, 1978, and said Ordinances were duly signed and approved by the Mayor on the 14th day of November, 1978, and now remain on file and on record in my office.

Copies of said Bill No. G-78-09-09 — General Ordinance No. G-33-78, Bill No. G-78-09-09 — General Ordinance No. G-32-78, Bill No. G-78-09-12 — General Ordinance No. G-31-78, Bill No. Z-97-78, are available for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor lobby of the City-County Building.

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library.

(3) The bulletin board in the lobby at the East door of the Allen County Court House.

Copies of said Bill No. G-78-09-09 — General Ordinance No. G-33-78, Bill No. G-78-09-09 — General Ordinance No. G-32-78, Bill No. G-78-09-12 — General Ordinance No. G-31-78, Bill No. Z-97-78, are available for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) The Reference Room in the north end of the main floor in said Downtown Public Library.

(2) The Journal of the Common Council, Proceedings in the Office of the City Clerk of Fort Wayne, Fort Wayne, Indiana.

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978.

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

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2

97

COMPUTATION OF CHARGES

97 lines, 1 columns wide equals 97 equivalent lines at 259¢
cents per line

\$ 25.12

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

6.50

TOTAL AMOUNT OF CLAIM

\$ 31.62

DATA FOR COMPUTING COST

9.9
Width of single column 11 ems

Size of type 5 1/2 point

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Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

T. E. Gerken

Date December 1, 1978

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

11/24-12/1/78

T. E. Gerken

Subscribed and sworn to before me this 1st day of December 1978

Notary Public

My commission expires September 28, 1979

CH COPY OF
ISEMENT HERECharles W. Westerman
City ClerkI, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on November 22, 1978
Charles W. Westerman
City Clerk